

Was read the first time, and ordered for a second reading on to-morrow.

On motion, the rule was waived, and Mr. Filor allowed without previous notice to introduced a bill to be entitled, An Act in relation to the Supreme and Circuit Court Judges of this State;

Which was read the first time, the rule waived, read a second time by its title, and on motion was referred to the Committee on the Judiciary.

On motion, the Senate adjourned until to-morrow morning, 9 o'clock.

#### THURSDAY, December 14, 1854.

The Senate met pursuant to adjournment.

A quorum being present, the Journal of yesterday was read and approved.

A communication was sent to the House of Representatives informing them that the Senate had appointed a Committee, to act with a similar Committee from the House, to draft Joint Rules for the government of both Houses of the General Assembly.

An Act to empower John Richard Bradford to assume the management of his own estate, was sent for approval, to his Excellency the Governor.

The following Bills and Resolution which had passed the Senate, were transmitted to the House of Representatives, viz:

A bill to be entitled, An act governing Judges of Probate in certain cases;

A bill to be entitled, An act to create a Fifth Judicial Circuit;

A bill to be entitled, An act to incorporate the Tallahassee and Quincy Plank Road Company;

House bill to be entitled, An act to authorize James M. Cockroff to erect a Toll Bridge across East River, in the County of Walton, at or near Cockroff's Ferry, on said River;

House bill to be entitled, An act to authorize Samuel A. Leonard to build a Wharf in the City of Pensacola;

House bill to be entitled, An act to authorize Stephen C. Gonzalez to build a Wharf in the City of Pensacola;

House Resolution asking that Picolata be made a Port of Delivery.

Mr. Smith gave notice that he would, on some future day, introduce a Bill to be entitled An act for the amendment of the Laws in relation to the Statute of Limitations in personal actions.

Mr. Gillis moved that a copy of each of the Newspapers printed in Tallahassee, be furnished each member of the Senate;

Which motion was adopted.

On motion of Mr. Hopkins, a bill to allow Spirituous Liquors to

be drank where sold, was taken from the table, and placed among the Orders of the Day.

Mr. Smith presented the memorial from the Board of County Commissioners of Wakulla County, in relation to the building of a Court House;

Which was read, and on motion, referred to the Committee on Taxation and Revenue.

Mr. Bird presented several memorials of the citizens of Jefferson County, in regard to retailing Spirituous Liquors;

Which were read, and on motion, referred to the Committee on Taxation and Revenue.

The following communication was received from C. H. Austin, State Treasurer:

TREASURER'S OFFICE,  
TALLAHASSEE, December 13, 1854. }

To the Hon. President of the Senate:

SIR:—Accompanying, herewith, I send a map of the United States, received from the late Comptroller, who says it was purchased for the Senate Chamber.

I am very Respectfully,

Your obedient Servant,

C. H. AUSTIN,  
Treasurer.

Which was read.

Mr. Filor from the Committee on Engrossed Bills, made the following report:

The Committee on Engrossed Bills beg leave to report as correctly engrossed, the following bills:

A Bill to be entitled An act to authorize the drainage of the Alachua Savannah;

A Bill to be entitled An act to incorporate the Palatka and Micanopy Plank Road Company;

A Bill to be entitled An act to repeal an act amendatory of an act to establish a Mayor's Court in the City of Apalachicola;

A Bill to be entitled An act to enforce the Laws against the violations of the Sabbath day, in Monroe County.

Respectfully submitted,

JAS. FILOR,  
Chairman.

Which was received and read, and the bills placed among the Orders of the Day.

Mr. Hopkins from the Committee on Propositions and Grievances, made the following report:

The Committee on Propositions and Grievances, to whom was referred a bill, entitled An act for the relief of Henry Christy and Theophilus Higginbotham, have had the same under consideration;

and beg leave to report the bill back to the Senate and recommend its passage.

EDWARD HOPKINS,  
Chairman.

Which was received and read, and the bill placed among the orders of the day.

Mr. Hopkins also made the following report:

The Committee on Propositions and Grievances, to whom was referred the petition of Oakley Mansfield and ninety-nine others, of the County of Hillsborough, praying that a fine on one Jose Vigil be remitted, have had the same under consideration, and beg leave to

#### REPORT:

That the prayer of the petitioners be granted, and recommend the passage of the bill for his relief.

EDWARD HOPKINS,  
Chairman.

Which was received and read, and the bill placed among the orders of the day.

#### ORDERS OF THE DAY.

A bill to be entitled An act to amend the 3d and 8th sections of the 6th Article of the Constitution of this State;

Was read three several times as on its second reading, and ordered to be engrossed for a third reading on to-morrow.

House bill to be entitled An act for the relief of Dr. Algernon S. Speer and Arthur Ginn;

Was read the second time.

On motion of Mr. Tracy, the rule was waived and the bill read a third time, and upon the question of its passage, the vote was:

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Crigler, Filor, Gillis, Hawes, Hopkins, Kilcrease, Myrick, Nicholson, Smith, Tracy and Wynn—15.

Nays—None.

So the bill passed, title as stated.

Ordered that the same be certified to the House of Representatives.

A bill to be entitled An act in relation to a Road Tax in the Counties of Putnam and Marion;

Was read the second time and ordered to be engrossed for a third reading on to-morrow.

A bill to be entitled An act for the relief of Dr. C. A. Hentz;

Was read the second time, when the amendments of the Committee on Claims and Accounts were adopted, and the bill ordered to be engrossed for a third reading on to-morrow.

The following message was received from the House of Representatives:

HOUSE OF REPRESENTATIVES,  
December 13, 1854.

*Hon. President of the Senate:*

SIR:—The following bills have passed the House, viz:

Bill to be entitled An act to empower Malcolm Nicholson, a minor, to assume the management of his own estate;

Bill to be entitled An act to authorize B. T. Jordan to build a bridge across the Suwannee River, and for other purposes;

Senate Bill to be entitled An act to repeal An act entitled "An act in relation to a Road tax in the Counties of Santa Rosa and Escambia," as far as it relates to the County of Santa Rosa.

Very Respectfully,

HUGH A. CORLEY,  
Clerk Ho. Reps.

Which was read, and the bills placed among the Orders of the Day, and the Senate bill ordered to be enrolled.

Mr. Long, from the Committee on the Judiciary, made the following report:

The Judiciary Committee to whom was referred a bill to be entitled An act for the relief of Judges of Probate and other purposes, having had the same under consideration, instruct the undersigned to

#### REPORT:

That in their opinion, no necessity exists for the passage of the same, and therefore recommend that the same do not pass.

The Committee suppose that the bill was drafted and presented under a misapprehension of the existing laws, the Committee not being aware of any law requiring Judges of Probate to administer estates.

Respectfully submitted,

M. A. LONG,  
Chairman Judiciary Committee.

Which was received and read, and the bill placed among the Orders of the Day.

Mr. Long, from the Committee on the Judiciary, made the following report:

The Committee on the Judiciary, to whom was referred "A bill to be entitled An act to amend an act regulating common law proceedings," have had the same under consideration, and instruct the undersigned to recommend its passage.

Respectfully submitted,

M. A. LONG,  
Chairman Judiciary Com.

Which was received and read, and the bill placed among the Orders of the Day.

A bill to be entitled An act in relation to slaves and free persons of color;

Was read the second time, and ordered to be engrossed for a third reading on to-morrow.

A bill to be entitled An act to repeal the 19th section of the 7th Chapter of the Laws relating to Crimes and Misdemeanors;

Was read the second time, when the amendment as proposed by the Committee on the Judiciary was adopted in lieu of the original bill.

On motion of Mr. Long, the bill was laid on the table.

An Engrossed Bill to be entitled An act to incorporate the Palatka and Micanopy Plank Road Company;

Was read the third time, and upon the question of its passage, the vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Crigler, Eppes, Filor, Gillis, Hawes, Kilcrease, Long, Nicholson, Provence, Smith, Tracy and Wynn—16.

Nays—Mr. Myrick—1.

So the bill passed—title as stated.

Ordered that the same be certified to the House of Representatives.

An engrossed bill to be entitled, An Act to repeal An Act amendatory of An Act to establish a Mayor's Court in the City of Apalachicola ;

Was read the third time, and upon the question of its passage, the vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Crigler, Eppes, Filor, Gillis, Hawes, Kilcrease, Myrick, Nicholson, Provence, Smith, Tracy and Wynn—16.

Nays—None.

So the bill passed—title as stated.

Ordered that the same be certified to the House of Representatives.

An engrossed bill to be entitled, An Act to enforce the laws against the violations of the Sabbath day in Monroe County ;

Was read the third time, and upon the question of its passage, the vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Crigler, Eppes, Filor, Gillis, Hawes, Hopkins, Kilcrease, Long, Nicholson, Provence, Smith and Wynn—15.

Nays—Mr. Myrick—1.

So the bill passed, title as stated.

Ordered that the same be certified to the House of Representatives.

An engrossed bill to be entitled, An Act to authorize the drainage of the Alachua Savannah ;

Was read the third time, and upon the question of its passage, the vote was :

Yeas—Mr. President, Messrs. Bird, Brinson, Cone, Crigler, Eppes, Filor, Gillis, Hawes, Hopkins, Long, Myrick, Nicholson, Provence, Smith, Tracy and Wynn—17.

Nays—Mr. Kilcrease—1.

So the bill passed—title as stated.

Ordered that the same be certified to the House of Representatives.

The following communication was received from his Excellency the Governor :

EXECUTIVE CHAMBER,  
TALLAHASSEE, December 12, 1854. }

To the Hon. H. V. SNELL,

*President of the Senate :*

SIR :—I respectfully nominate Thomas Shea, David Stow, Benjamin Lucas, Daniel Pratt and Robert Myers as Auctioneers in and for the County of Franklin.

N. Baker, A. R. Allender, J. Milligan, Harvy Swain, B. L. Turner, H. Harrison, sen., and James P. Penn, as Port Wardens in and for the County of Franklin.

Samuel Benezet, Robert Myers, William A. Kain, Francis A. Allender, and Benjamin Ellison as Commissioners of Pilotage in and for the County of Franklin.

JAMES E. BROOME.

Which was read, and the nominations therein contained were advised and consented to.

The following communication was received from his Excellency the Governor :

EXECUTIVE CHAMBER,  
December 13, 1854. }

Hon. H. V. SNELL,

*President of the Senate :*

SIR :—I enclose a communication from the Treasurer of the State showing that the appropriations for criminal prosecutions and for pay of Jurors and Witnesses, have been exhausted, and furnishing estimates for the probable outstanding balances.

I respectfully recommend that an early appropriation be made by the General Assembly to cover these outstanding balances.

JAMES E. BROOME.

Which was read, and on motion of Mr. Tracy, the message and accompanying letter from the Treasurer were referred to the Committee on Revenue and Taxation.

On motion, the rule was waived, and Mr. Hawes moved that the bill to be entitled, An act granting certain Lands to the Pilatka and

Micanopy Plank Road Company be taken from the table and placed among the Orders of the Day ;

Which was adopted.

On motion of Mr. Cone, the Senate adjourned until to-morrow, 10 o'clock, A. M.

FRIDAY, December 15, 1854.

The Senate met pursuant to adjournment.

Rev. Mr. Turner officiated as Chaplain.

A quorum being present the Journal of yesterday was read and approved.

The following bills which had passed the Senate, were transmitted to the House of Representatives, viz :

A bill to be entitled, An Act to incorporate the Pilatka and Micanopy Plank Road Company ;

A bill to be entitled, An act to repeal an act amendatory of an act to establish a Mayor's Court in the City of Apalachicola ;

A bill to be entitled, An act to enforce the violations of the Sabbath Day in Monroe County ;

A bill to be entitled, An act to authorize the drainage of Alachua Savannah ;

House bill to be entitled, An act for the relief of Dr. Algernon S. Speer and Arthur Ginn.

On motion of Mr. Brinson, the memorial from the citizens of Hillsborough County, in regard to retailing Spirituous Liquors, was taken from the table and referred to the Committee on Taxation and Revenue.

Pursuant to previous notice, Mr. Myrick introduced a bill to be entitled, An act to regulate the performance of the duties of the Supreme Court of this State, &c ;

Which was placed among the Orders of the Day.

Pursuant to previous notice, Mr. Nicholson introduced a bill to be entitled, An act to authorize William Webb to establish a ferry across Escambia Bay ;

Was was received and placed among Orders of the Day.

Also the following :

A bill to be entitled, An act to incorporate the Lagoon and Perdido Canal Company ;

Which was placed among the Orders of the Day.

Mr. Brinson, pursuant to previous notice, introduced a bill to be entitled, An act to remove the obstructions to the Navigation of the Suwannee River ;

Which was received and placed among the Orders of the Day.

On motion, the rule was waived, and Mr. Hopkins allowed, without previous notice, to introduce a bill to be entitled, An act to

amend an act entitled an act to incorporate the Jacksonville and Alligator Plank Road Company ;

Which was placed among the Orders of the Day, and the memorial of the Grand Jury of Duval County, in relation to the same, referred to the Committee on Corporations.

Mr. Kilcrease gave notice that he would, on some future day, ask leave to introduce a bill to be entitled, An act to authorize Charles B. Longworth, a minor, to assume the management of his own estate.

Mr. Long, from the Committee on the Judiciary, made the following report :

The Judiciary Committee, to whom was referred "a bill to be entitled, An Act in relation to the Supreme and Circuit Court Judges of this State," have had the same under consideration, and have instructed the undersigned to

#### REPORT :

That in the opinion of the Committee no valid reason exists for the passage of the same. The Judges of Florida are at present prohibited, by law, from trying causes in which they have been engaged as Counsel, or in which they are interested. The Committee seriously doubt the power and policy of Legislative interference, on a matter so exclusively addressing itself to the Judges' own sense of delicacy or propriety. Until it shall be deemed necessary to forbid, by law, all Judges of this State from attending to any private business or pursuit, the Committee cannot see the propriety of prohibiting a Judge to pursue a lawful business of one particular kind. The Committee, therefore, unanimously instruct the undersigned to recommend that said bill do not pass.

Respectfully submitted,

M. A. LONG,

Chairman Judiciary Committee.

Which was received and read, and the bill placed among the Orders of the Day.

Mr. Wynn, from the Committee on Taxation and Revenue, made the following Report :

The Committee on Taxation and Revenue, to whom was referred a bill to be entitled "An Act to authorize Revenue Officers to pay over Poll Tax to County Commissioners, and for other purposes," have had the same under consideration and ask leave to

#### REPORT :

That having examined the Report of the Treasurer of this State for the last fiscal year, they find the receipts from all sources of Revenue were \$62,801.51, while the payments during the same time were \$62,233.51, leaving a balance of only \$568 in the Treasury. And also having ascertained from the Office of the Comptrol-